

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
San Jose Division

JOSEPH LEONE, Individually and On Behalf
of All Others Similarly Situated,

No. C-07-04073-PJH

LUMINENT MORTGAGE CAPITAL, INC.
et al.,

CLASS ACTION

**[PROPOSED] ORDER
CONSOLIDATING RELATED
ACTIONS AND APPOINTING LEAD
PLAINTIFF AND LEAD COUNSEL**

Defendants

ROSENBAUM CAPITAL LLC, Individually
and On Behalf of All Others Similarly
Situated,

No. C-07-04096-PJH

LUMINENT MORTGAGE CAPITAL, INC.,
et al.,

Defendants

HOWARD J. KAPLOWITZ IRA, Individually and On Behalf of All Others Similarly Situated,

No. C-07-04140-PJH

LUMINENT MORTGAGE CAPITAL, INC.
et al

Defendants

1 ELLIOT GREENBERG, Individually and On
2 Behalf of All Others Similarly Situated,

3 v.

4 LUMINENT MORTGAGE CAPITAL, INC.,
5 et al.,

6 Defendants.

7
8 No. C-07-04141-PJH

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10 **CLASS ACTION**

11 PEM RESOURCES LP, Individually and On
12 Behalf of All Others Similarly Situated,

13 v.

14 LUMINENT MORTGAGE CAPITAL, INC.,
15 et al.,

16 Defendants.

17
18 No. C-07-04184-PJH

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20 **CLASS ACTION**

21 ALLEN M. METZGER, Individually and On
22 Behalf of All Others Similarly Situated,

23 v.

24 LUMINENT MORTGAGE CAPITAL, INC.,
25 et al.,

26 Defendants.

27
28 No. C-07-04686-PJH

29
30 **CLASS ACTION**

31 Upon the motion of the Sharenow Group Consolidate Related Actions and Appoint
32 Lead Plaintiff and Lead and Liaison Counsel and all proceedings in connection therewith it is
33 hereby ORDERED that:

34 1. *Rosenbaum Capital, LLC v. Luminent Mortgage Capital, Inc., et al.*, No. C-07-
35 04096-PJH, *Ira v. Luminent Mortgage Capital, Inc., et al.*, No. C-07-040140-PJH, *Greenberg*
36 *v. Luminent Mortgage Capital, Inc., et al.*, No. C-07-04141-PJH, *PEM Resources, LP v.*
37 *C-07-04073-PJH; C-07-04096-PJH; C-07-04140-PJH; C-07-04141-PJH; C-07-04184-PJH; C-07-04686-PJH*

38
39 **[PROPOSED] ORDER**

Luminent Mortgage Capital, Inc., et al., No. C-07-04184-PJH, and *Metzger v. Luminent Mortgage Capital, Inc., et al.*, No. C-07-04686-PJH are hereby consolidated with *Leone v. Luminent Mortgage Capital, Inc., et al.*, No. C-07-04073-PJH, for all purposes;

2. The members of the Sharenow Group, Joel Sharenow, Bradley Burns and Rajiv Kumar Prasad, are hereby appointed as lead plaintiff;

3. Gardy & Notis, LLP and Faruqi & Faruqi, LLP are hereby appointed as plaintiffs' Lead Counsel, and Audet & Partners, LLP is hereby appointed as plaintiffs' Liaison Counsel; and

4. Plaintiffs' Lead Counsel shall file a consolidated complaint no later than 30 days from the date hereof.

Dated:

UNITED STATES DISTRICT JUDGE